

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA  
Richmond Division**

VINITA JOHNSON,

Plaintiff,

v.

NANCY A. BERRYHILL,  
Acting Commissioner of Social Security  
*et al.*,

Defendants.

CIVIL NO. 3:16cv923-HEH

**FINAL ORDER**

**(Adopting Report and Recommendation of the Magistrate Judge)**

This matter is before the Court on the Report and Recommendation of the Magistrate Judge (R&R) entered on September 5, 2017 (ECF No. 44). The time to file objections has expired and neither party has objected to the R&R. Having considered the matter and deeming it otherwise proper and just to do so, it is hereby ORDERED:

- (1) The Report and Recommendation of the Magistrate Judge (ECF No. 44) is ACCEPTED and ADOPTED as the OPINION of the Court.
- (2) Defendant Johnson Controls, Inc.'s Motion to Dismiss (ECF No. 22) is GRANTED.
- (3) Plaintiff's Amended Complaint (ECF No. 7) is DISMISSED WITH PREJUDICE as to Defendant Johnson Controls, Inc.

Let the Clerk of the Court send a copy of this Final Order to all counsel of record and *pro se* Plaintiff at her address of record.

It is so ORDERED.

Richmond, Virginia

Date: Sept. 26, 2017

<p><i>WEL</i></p> <p>_____/s/_____ Henry E. Hudson United States District Judge</p>
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